



Docket No.: PF-0187-2 DIV #12

Response Under 37 C.F.R. 1.116 - Expedited Procedure

Examining Group 1644

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

TECH CENTER 1600/2900

In re Application of: Bandman et al.

Title: ANTIBODIES TO SUBUNITS OF NADH DEHYDROGENASE

Serial No.: 09/726,899

Filing Date:

November 29, 2000

Examiner: Roark, J.

Group Art Unit:

1644

Box AF

Commissioner for Patents

Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated March 21, 2002 of the Examiner's rejection of Claims 1-11.

Please charge the Appeal fee of \$320.00 required under 37 CFR 1.17(b) to Deposit Account No. 09-0108. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. 09-0108.

Respectfully submitted,

INCYTE GENOMICS, INC.

Date:

22, June 2003

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